



WEB COPY

WMP No. 1129 of 2026
and WMP No. 1131 of 2026
in W.P.No.41640 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06-02-2026

CORAM

THE HON'BLE MR JUSTICE N. ANAND VENKATESH

**WMP No. 1129 of 2026
and WMP No. 1131 of 2026
in W.P.No.41640 of 2025**

1. K.Balashanmugam
S/o.Kandasamy,
2. K.Ananthakumar
S/o.Kandasamy
3. A.Govindharajan
S/o.Angamuthu,
4. A.Balasubramaniam
S/o.Angamuthu,
5. B.Parthiban
S/o.Balasundaram,

..Petitioners

Vs

1. Selvarajan
S/o.Palanisamy
2. Kavitha
W/o.Selvarajan
3. The District Collector
District Collectorate, Coimbatore.
4. The Taluk Tahsildar
Tashildar Office, Sulur, Coimbatore District.



5. The Land Surveyor

Sulur, Coimbatore District.

6. The Superintendent Of Police

Officer Of The Superintendent Of Police,
Coimbatore, Coimbatore District.

7. The Inspector Of Police

Sulur Police Station, Sulur, Coimbatore
District.

..Respondents

Writ Miscellaneous Petition is filed under Article 226 of the Constitution of India, to Re-call the order dated 03.11.2025 passed in WP.No. 41640 of 2025.

For Petitioners : Ms.U.Ramya

For Respondents : Mr.L.Ramanathan [R1 & R2]
Mr.T.K.Saravanan
Additional Government Pleader [R3 to R5]

Order

This petition has been filed to recall the order passed in the writ petition dated 03.11.2025.

2. The learned counsel for the petitioners in this petition submitted that there is a wide discrepancy with regard to the survey number as well as the



extent of the property between the application that was submitted for survey and the affidavit filed in support of the writ petition before this Court.

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3. The learned counsel further submitted that in the guise of survey, property belonging to the petitioners is now sought to be encroached by putting up a barbed-wire fencing.

4. The learned Additional Government Pleader appearing on behalf of the respondents 3 to 5 in this petition submitted that the survey has already been conducted and a report has been given by the surveyor. Since there were objections raised, the boundary stones were not laid and the boundaries identified were marked by fixing small rods.

5. The learned counsel appearing for the petitioners in this petition submitted that the writ petitioners are now taking advantage of the survey and are attempting to put up a barbed-wire fencing and defeat the rights of the petitioners.

6. In the considered view of this Court, the survey has already been completed. Therefore, there is no question of recalling the order at this point of time. However, it is made clear that the order passed in the writ petition does



not decide the *inter se* rights between the parties and the mere conduct of a survey does not confer any right or title over the property to any party.

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7. The dispute regarding the right and title over the property shall be agitated before the competent forum in accordance law. This clarity, will sufficiently take care of the grievance expressed by the petitioner in this petition.

This petition is disposed of in the above terms. No costs. Connected miscellaneous petition is closed.

06-02-2026

Index: Yes/No

Speaking/Non-speaking order

Neutral Citation: Yes/No

mp



To

1. The District Collector
District Collectorate, Coimbatore.
2. The Taluk Tahsildar
Tashildar Office, Sulur, Coimbatore District.
3. The Land Surveyor
Sulur, Coimbatore District.
4. The Superintendnet Of Police
Officer Of The Superintendent Of Police, Coimbatore, Coimbatore District.
5. The Inspector Of Police
Sulur Police Station, Sulur, Coimbatore District.

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N.ANAND VENKATESH J.

mp

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